#### **SUBT** 1 ARIEL E. STERN, ESQ. Nevada Bar No. 8276 2 CHRISTINE PARVAN, ESQ. Nevada Bar No.10711 3 4

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VS.

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Las Vegas, NV 89144 Telephone: (702) 634-5000 Facsimile: (702) 380-8572

Email: ariel.stern@akerman.com christine.parvan@akerman.com

Attorneys for Plaintiff, Nationstar Mortgage, LLC

# UNITED STATES DISTRICT COURT

### DISTRICT OF NEVADA

NATIONSTAR MORTGAGE LLC,

Plaintiff.

SFR INVESTMENTS POOL I, LLC; WHITE HORSE ESTATES HOMEOWNERS ASSOCIATION: DOE INDIVIDUALS I-X. inclusive, and ROE CORPORATIONS I-X, inclusive.

Defendants.

Case No.: 2:15-cv-00218-KJD-NJK

STIPULATION AND ORDER TO SUBSTITUTE PARTY

The undersigned parties stipulate and agree to substitute U.S. Bank, National Association, as Trustee, successor in interest to Wachovia Bank, National Association, as Trustee for Banc of America Funding Corporation Mortgage Pass-Through Certificates, Series 2005-F (U.S. Bank) as plaintiff in place of Nationstar Mortgage, LLC (Nationstar).

This is a quiet title action concerning a residential property. The former homeowner, Tricia Thoen, allegedly failed to pay her Homeowner Association (HOA) assessments. Accordingly, the HOA foreclosed. Defendant SFR Investments Pool 1, LLC purchased the property at the HOA foreclosure sale. Plaintiff claims its interest is superior, and requests to be substituted as plaintiff in this suit seeking to quiet title in its name.

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- U.S. Bank is the holder of the beneficial interest in the senior Deed of Trust. Accordingly, the parties stipulate and agree as follows:
  - 1. U.S. Bank should be substituted into this case in place of Nationstar.
- 2. Nationstar is dismissed, without prejudice, and its name shall be removed from the caption and replaced with U.S. Bank.

ALESSI & KOENIG, LLC	HOWARD KIM & ASSOCIATES
Dated this 17 <sup>th</sup> day of August, 2015.	Dated this 17 <sup>th</sup> day of August, 2015.
/s/ Vanessa S. Goulet, Esq. Vanessa S. Goulet, Esq. Nevada Bar No. 13688 ALESSI & KOENIG, LLC 9500 West Flamingo Road, Suite 205 Las Vegas, Nevada 89147 Phone: (702) 222-4033 Fax: (702) 222-4043 vanessa@alessikoenig.com  Attorneys for Defendant, Whitehorse Estates Homeowners Association	/s/ Diana S. Cline, Esq. Howard C. Kim, Esq. Nevada Bar No. 10386 Diana S. Cline, Esq. Nevada Bar No. 10580 Jacqueline A. Gilbert, Esq. Nevada Bar No. 10593 HOWARD KIM & ASSOCIATES 1055 Whitney Ranch Drive, Suite 110 Henderson, NV 89014 Phone: (702) 485-3300 Fax: (702) 485-3301 howard@hkimlaw.com diana@hkimlaw.com jackie@hkimlaw.com
AKERMAN LLP	SFR Investments Pool I, LLC
ARERIVAN DEI	
Dated this 17 <sup>th</sup> day of August, 2015.	
/s/ Christine M. Parvan, Esq. Ariel E. Stern, Esq. Nevada Bar No. 8276 Christine M. Parvan, Esq. Nevada Bar No. 10711 1160 Town Center Drive, Suite 330 Las Vegas, Nevada 89144 Telephone: (702) 634-5000 Facsimile: (702) 380-8572 Email: ariel.stern@akerman.com Email: christine.parvan@akerman.com	
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## **ORDER**

Pursuant to the stipulation of the parties and good cause appearing, it is hereby ordered as follows:

IT IS HEREBY ORDERED plaintiff U.S. Bank, National Association, as Trustee, successor in interest to Wachovia Bank, National Association, as Trustee for Banc of America Funding Corporation Mortgage Pass-Through Certificates, Series 2005-F, is substituted into this case in place of Nationstar Mortgage, LLC.

IT IS HEREBY FURTHER ORDERED THAT each party shall bear their own fees and costs.

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DATED this 27TH day of August, 2015.

**UNITED STATES DISTRICT** 

**JUDGE** 

Respectfully Submitted by:

### AKERMAN LLP

/s/ Christine M. Parvan, Esq
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Attorneys for Plaintiff Nationstar Mortgage, LLC